



(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P.NO. 298/ OF 2001

PETITIONER:

Tankeshwar Singh,
Son of Shankar Singh Rajpoot,
Aged 42 years,
R/o village Sasaha,
Tehsil Pangarh,
district Janjgir-Champa (C.G.).

Vs.

RESPONDENTS: 1.

Ganesh Kumar,
Son of Oswal Rai Sagar,
Caste Kurmi,
R/o Village Sasaha,
Gram Panchayat Sasaha,
Block Pangarh, Tehsil
Janjgir, district Janjgir-Champa.

2. Tahajram
son of Panchlal Sahu.

3. Tulsi,
Son of Chandu Sahu.

4. Dauram,
son of Chandan Sahu.

5. Devganesh,
Son of Ramsaj Sahu.

Nandlal,
son of Babulal Kewat.

7. Panchlal,
son of Phoolsai Sahu.

8. Prahlad,
son of Kheekhrum Sahu.

9. Firatram,
son of Peela Kanwar.

10. Murari,
son of Chain Singh Sahu.

11. Ramlal,
son of Milap Suryavanshi.

12. Lolu Kanwar,
son of Jodhan Kanwar.

13. Sewa Singh,
son of Neel Singh Rajpoot.

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14. Hemlal,
son of Moharsai Sahu.

Respondents nos. 2 to 14
all residents of village Sasaha,
Tehsil Pamgarh, district
Janjgir-Champa (C.G.).

15. R.M. Ratre,
Teacher,
Presiding Officer,
Polling Booth No. 74.

16. M.R. Jangde,
Teacher,
Presiding Officer,
Polling Booth No. 75.

17. M.S. Raj,
Teacher,
Presiding Officer,
Polling Booth No. 76.

18. Returning Officer (Tehsildar)
Gram Panchayat Election
Pamgarh district Janjgir-Champa (C.G.)

19. State of Chhattisgarh
Through - Secretary, Panchayat Bhawan, Mantralaya,
Raipur (C.G.)

PETITION UNDER ARTICLES 227 READ WITH 226 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT/WRITS
IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND
FOR OTHER SUITABLE ORDER, ORDERS AND DIRECTION/
DIRECTIONS ETC.

Attested
3-2-11/11/03
Incorporated
dated 6/11/03
S. P. Choudhary
Alkhu
11/11/03

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 298/01 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक या आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>Division Bench:</u> <u>Hon'ble Shri L. C. Bhadoo</u> <u>& Hon'ble Shri Dharendra Mishra, JJ.</u> <u>27-1-2005</u> Shri Manindra Shrivastava, Sr. Advocate with Smt. Smita Ghai, Advocate for the petitioner. Shri Rahul Mishra, appears on behalf of Shri Utkarsh Verma, counsel for respondent No.1. Shri Prashant Mishra, Addl. Advocate General for the State. Heard. By the instant petition the petitioner seeks to challenge the orders dated 26-2-2001 and 25-1-2001 passed by the Prescribed Authority (Panchayat Election Petition), Camp Janjgir Champa. In this petition apart from questioning the merit of the orders, by inserting clause-D by way of an amendment, the ground was also taken that the entire proceedings of the impugned order have been conducted, tried and decided by an incompetent authority as whole election process was conducted by him. Therefore, the prescribed authority ought not to have decided the election petition. As the term for which election was held has already expired and election for the new term has already been held, therefore, this petition has become infructuous.	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक समाप्त आदेश क्रमांक	हस्ताक्षर सहित आदेश -२-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	The petition is disposed of as having become infructuous, leaving the question raised in Ground-D open to be decided in another appropriate petition. Consequently, I.A. Nos. 8950/2004 and 8951/2004 also stand disposed of. Sd/- L.C. Bhadoo Judge	Sd/- Dhirendra Mishra Judge

Barve